IAP13 Rec'd PCT/PTO 29 DEC 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: ANDO, Masanori, et al.

ATTN: PCT BRANCH

Serial No.: 10/577,322

Group Art Unit: 2879

Filed: April 28, 2006

P.T.O. Confirmation No.: 4957

For:

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ELEMENT USING THE SAME

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

December 29, 2006

Dear Sir:

In response to the Notification of Missing Requirements of Application dated **November 3, 2006**, enclosed for filing is an executed Declaration and Power of Attorney for the above-identified patent application.

Please note that the surcharge fee of \$130.00 for filing the late Declaration was paid at the initial filing. The fees enclosed at initial filing on April 28, 2006 were \$3,890.00 (\$300.00 for basic filing fees, \$400.00 for the search fee, \$200.00 for the examination fee, \$2,500.00 for total claims, \$360.00 for multiple dependent claims and \$130.00 for filing the late Declaration). In the event that any additional fees are due with this paper, please charge Deposit Account No. 01-2340.

In the event that this response is not timely filed, the applicants hereby petition for an appropriate extension of time. The fees for any such extension may be charged to our Deposit Account No. 01-2340.

Respectfully submitted,

ARMSTRONG, KRATZ, QUINTOS MANSON & BROOKS LLP

and the

Attorney for Applicants

Reg. No. 42,266

PATENT TRADEMARK OFFICE

JAM/rmp

Atty. Docket No. 060344

1725 K Street, N.W., Suite 1000

Washington, D.C. 20006

(202) 659-2930

Enclosures: Notification; Declaration



UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Viginia 22313-1450 www.uspto.gov

U.S. APPLICATION NUMBER NO. FIRST NAMED APPLICANT ATTY, DOCKET NO. 10/577,322 060344 Masanori Ando INTERNATIONAL APPLICATION NO. PCT/JP04/16359 23850 I.A. FILING DATE PRIORITY DATE ARMSTRONG, KRATZ, QUINTOS NSON & BROOKS, LLP 10/28/2004 10/30/2003 1725 K STREET, NW **SUITE 1000** WASHINGTON, DC 20006 **CONFIRMATION NO. 4957 371 FORMALITIES LETTER** US *OC000000021071270*

Date Mailed: 11/03/2006

DUE: UTANUARY 39 2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/28/2006
- Copy of the International Search Report filed on 04/28/2006
- Preliminary Amendments filed on 04/28/2006
- Information Disclosure Statements filed on 04/28/2006
- Request for Immediate Examination filed on 04/28/2006
- U.S. Basic National Fees filed on 04/28/2006
- Priority Documents filed on 04/28/2006

PCT-National Phase

Priority 10 - 20 - 63

30 Months.

32 Months 6-30-66

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

• Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION. WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html and the second s

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/577,322	PCT/JP04/16359	060344

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